

RECEIVED
IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE MIDDLE DISTRICT OF ALABAMA
SOUTHERN DIVISION

WILLIE McCRAY, #183709

PETITIONER,

V.S

CASE NO; 1:06-CV-1107-WKW

WILLIE THOMAS, et al.,

RESPONDENTS

MOTION FOR AN ORDER

Comes now the Petitioner, Willie McCray, proceeding Pro-Se and through Inmate assistance, and petition this Honorable Court to issue an order to the Respondents to provide this court and the Petitioner the entire record, as Ordered by this Court for the following reasons;

1) In this Court's ORDER dated January 9, 2007, this Court Ordered that;

"Where the Petitioner alleges ineffective assistance of Counsel or insufficiency of the evidence and these claims must be address on their merits, the entire trial record must be filed. The entire trial record should also be filed if the respondents assert that a ruling of the trial court is entitled to a presumption of correctness or if they defend on grounds that a particular ruling did not render the trial "fundamentally unfair" or that a particular error is "harmless error".

In the present case, the Petitioner did-in-fact assert that his Counsel was ineffective at Trial, and on direct appeal, therefore, it is necessary for the Respondent's to provide the entire Trial Transcript to this court, and the Petitioner.

Respectfully Submitted

Willie McCray
Willie McCray # 183709

CONCLUSION

For the reasons stated above, the Petitioner respectfully request that this Honorable Court will issue an ORDER, for the Respondents to provide the entire trial Transcript, and further, allow the Petitioner an additional (30)Thirty-Days, after they have provide the Transcript, to respond to the Answer that was provided by the Respondents.

Willie McCray
Willie McCray, # 183709

CERTIFICATE OF SERVICE

I hereby certify that I have served a copy of the foregoing on the parties listed below, by placing same in the United States Mail Postage Pre-Paid, and properly addressed this 5 Day of February, 2007.

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Willie McCray

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